

Message Text

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PAGE 01 STATE 066323

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ORIGIN EB-07

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P 242133Z MAR 75

FM SECSTATE WASHDC

TO AMEMBASSY MOSCOW PRIORITY

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E.O. 11652:N/A

TAGS: EAIR,UR

SUBJECT: CIVAIR: EXPANSION OF BILATERAL AIR SERVICES

REF: MOSCOW 534 AND PREVIOUS

1. IN VIEW GENERAL SOVIET COMPLIANCE WITH INTERLINE AND
INTERGOVERNMENTAL AGREEMENTS, BELIEVE WE SHOULD PROCEED
WITH EXTENSION OF JUNE 1973 CIVAIR PROTOCOL AT LEVEL OF
FOUR FREQUENCIES FOR SUMMER 1975 SEASON. PAN AMERICAN
PLANS OPERATE IN FUTURE FROM CHICAGO VIA NEW YORK AND
COPENHAGEN. WE MAINTAIN THAT IT IS COMPLETELY PROPER
FOR PAN AMERICAN TO OPERATE FROM BEHIND NEW YORK; BUT TO
ENSURE THAT THERE WILL BE NO DIFFICULTIES WITH
CHICAGO SERVICE, EXTENSION SHOULD INCLUDE MODIFICATION
COVERING THIS NEW PATTERN OF SERVICE (SEE PROPOSED NEW
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PAGE 02 STATE 066323

PARA 8 TO AGREEMENT ANNEX, PARA 2 BELOW). FINALLY DEPART-

MENT AGREES WITH EMBASSY THAT AGREED MINUTE OF JUNE 22, 1973 ON CHARTER SERVICES SHOULD BE EXTENDED BEYOND MARCH 31 FOR A TWO-YEAR PERIOD. AGREED MINUTE WAS ORIGINALLY SIGNED SEPARATELY BY US AND SOVIET CHAIARMEN AND IS UNPUBLISHED. ITS EXTENSION SHOULD BE ACCOMPLISHED BY LETTER FROM EMBASSY TO SOVIETS ALONG LINES DESCRIBED PARA 3 BELOW.

2. EMBASSY SHOULD PROPOSE FOLLOWING DRAFT NOTE AS BASIS OF NOTE EXCHANGE AFFECTING EXTENSION OF CIVAIR PROTOCOL:

"THE EMBASSY OF THE UNITED STATES REFERS TO NOTE NUMBER 96 OF THE MINISTRY OF FOREIGN AFFAIRS OF THE UNION OF THE SOVIET SOCIALIST REPUBLICS REGARDING THE EXTENSION OF THE PROTOCOL OF JUNE 23, 1973 AMENDING THE AIR TRANSPORT SERVICES AGREEMENT OF NOVEMBER 4, 1966. THE EMBASSY PROPOSES THE FOLLOWING AMENDMENTS TO THE PROTOCOL: (1) THAT PARAGRAPH 5 OF THE AGREEMENT ANNEX BE AMENDED TO READ: "EACH DESIGNATED AIRLINE MAY OPERATE UP TO FOUR FLIGHTS PER WEEK DURING THE 1975 SUMMER SEASON (APRIL 1, 1975 THROUGH OCTOBER 31, 1975) AND THEREAFTER SUCH NUMBER OF FLIGHTS AS MAY SUBSEQUENTLY BE AGREED TO BETWEEN THE CONTRACTING PARTIES. THE DESIGNATED AIRLINE OF THE UNITED STATES MAY EXERCISE THE RIGHT SPECIFIED IN PARAGRAPH 4 ABOVE ON ALL ITS FLIGHTS. THE DESIGNATED AIRLINE OF THE SOVIET UNION MAY EXERCISE THE RIGHT SPECIFIED IN PARAGRAPH 4 ABOVE ON TWO OF ITS FLIGHTS." (2) THAT, A NEW PARAGRAPH 8 TO THE AGREEMENT ANNEX BE ADDED TO READ: "8. WITH REGARD TO THE ROUTES SPECIFIED IN TABLES I AND II, EACH DESIGNATED AIRLINE MAY OPERATE AIR SERVICES TO AND FROM POINTS IN ITS HOMELAND BEHIND THE FINAL POINT OF DEPARTURE OR INITIAL POINT OF ARRIVAL WITHOUT CHANGE OF AIRCRAFT OR FLIGHT NUMBER."

"IF THE FOREGOING PROPOSAL IS ACCEPTABLE TO THE MINISTRY OF FOREIGN AFFAIRS THE EMBASSY PROPOSES THAT THIS NOTE, TOGETHER WITH THE MINISTRY'S NOTE IN REPLY, BE CONSIDERED AN AGREEMENT AMENDING THE PROTOCOL OF JUNE 23, 1973."

3. THE EXTENSION OF THE AGREED MINUTE ON CHARTER SERVICES SHOULD BE ACCOMPLISHED SEPARATELY BY AN EXCHANGE OF LETTERS
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PAGE 03 STATE 066323

BETWEEN THE AMBASSADOR AND THE MINISTER OF FOREIGN AFFAIRS AS FOLLOWS:

"EXCELLENCY,

"I PROPOSE ON BEHALF OF MY GOVERNMENT THAT THE AGREED MINUTE OF JUNE 22, 1973 RELATING TO AIR CHARTER SERVICES BE RENEWED FOR AN ADDITIONAL TWO-YEAR PERIOD BEYOND MARCH

31, 1975. IF THIS PROPOSAL IS ACCEPTABLE THIS LETTER
AND YOUR CONFIRMATORY REPLY WILL CONSTITUTE AN EXTENSION
OF THE AGREED MINUTE THROUGH MARCH 31, 1977."

4. PLEASE ADVISE WHEN EMBASSY ANTICIPATES NOTE EXCHANGE
WILL TAKE PLACE SO THAT DEPARTMENT CAN ARRANGE FOR
AUTHORITY TO COMPLETE EXCHANGE. EXCHANGE OF LETTERS

EXTENDING AGREED MINUTE DOES NOT REQUIRE ADDITIONAL
AUTHORITY AND CAN BE COMPLETED ANY TIME WITH COPIES
POUCHED DEPARTMENT EB/OA AND EUR/SOV. KISSINGER

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Message Attributes

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Draft Date: 24 MAR 1975
Decaption Date: 01 JAN 1960
Decaption Note:
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Disposition Approved on Date:
Disposition Authority: MorefiRH
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
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Margaret P. Grafeld
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